

## ORDINANCE NO. 2012-09

**AN ORDINANCE OF THE CITY OF SEDONA, ARIZONA, AMENDING CHAPTER 5.10 (PEDDLERS AND SOLICITORS) OF THE SEDONA CITY CODE CONCERNING PERMIT REQUIREMENTS, APPLICATION PROCEDURES, AND CONTENT OF THE APPLICATION; PROVIDING THAT ALL ORDINANCES OR PARTS OF ORDINANCES OR ANY PART OF THE SEDONA CITY CODE IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE SHALL BE REPEALED UPON THE EFFECTIVE DATE OF THIS ORDINANCE; AND DESCRIBING PENALTIES THERETO.**

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SEDONA, ARIZONA, AS FOLLOWS:

### Section 1. Adoption by Reference

The proposed amendments to Chapter 5.10 of the Sedona City Code relating to peddlers and solicitors, as set forth in that edited document entitled "THE 2012 AMENDMENTS TO CHAPTER 5.10 (PEDDLERS AND SOLICITORS) OF THE SEDONA CITY CODE", incorporated in as Exhibit A and established as a public record by Resolution No. 2012-26, is hereby referred to, adopted, and made a part hereof, as if fully set forth in this Ordinance, and serve to amend the Sedona City Code in accordance with the provisions thereof.

### Section 2. Repeal

All ordinances or parts of ordinances or any part of the Sedona City Code in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict as of the effective date hereof.

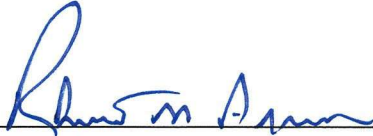
### Section 3. Savings Clause

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remainder of this Ordinance. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions thereof would be declared invalid or unconstitutional.


### Section 4. Penalty

Any person violating any provision of this Chapter 5.10 as amended concerning peddlers and solicitors shall be guilty of a Class 1 misdemeanor, and may be fined an amount up to \$2500, or imprisoned for a period up to 6 months, or both, pursuant to A.R.S. §§13-603, 13-707, and 13-802. Probation may be imposed in accordance with the provisions of A.R.S. Title 13, Chapter 9. Each day that any violation continues shall be a separate offense punishable as above described or by civil sanction. In the alternative, an action may be commenced as a civil violation pursuant to Chapter 1.15 of the Sedona City Code.

PASSED AND ADOPTED by the Mayor and City Council of the City of Sedona, Arizona  
this 27<sup>th</sup> day of November, 2012.

  
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Robert M. Adams, Mayor

ATTEST:

  
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Susan L. Irvine, CMC, City Clerk

APPROVED AS TO FORM:

  
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Mike Goimarac, City Attorney